

MEETINGS TO DATE 28
NO. OF REGULARS 22
NO. OF SPECIALS 6

LANCASTER, NEW YORK
NOVEMBER 18, 1974

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 18th day of November, 1974 at 8:00 P.M. and there were

PRESENT:

LEO N. WEIMER, SUPERVISOR

EDWARD A. BERENT, COUNCILMAN

PETER J. BOLENDER, COUNCILMAN

ARTEL J. METZ, COUNCILMAN

ABSENT:

JOSEPH R. BARNHARDT, COUNCILMAN

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY

EDWARD J. FERON, JR., TOWN ENGINEER

VICTOR H. OTT, POLICE CHIEF

WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens for or against the Special Cemetery Use Permit application of St. Adalbert's R. C. Church.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed Certified Mail, Return Receipt Requested, to the Petitioner, the Architect for the Petitioner, and the Erie County Department of Planning notifying these individuals of the time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie County Department of Planning wherein the Department acknowledged receipt of a Notice of this Public Hearing and commented as follows:

2. The proposed zoning action is subject to review;
the Department has no objection thereto.
Based on the information received.

The Town Clerk presented a letter from Tryon and Schwartz, retained consultants of the Town of Lancaster, to the Planning Board recommending a favorable review of this proposed rezone.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending approval of the proposed rezone.

PROPOSERS:

ADDRESS

Mr. Ronald W. Bugaj, Architect
Mrs. Edith Fuldauer

39 Brenner Drive, Hamburg, N.Y. 14075
12 Clark Street, Lancaster, N.Y. 14086

OPPOSERS:

ADDRESS

None

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:15 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for December 2, 1974.

OFFICIAL REPORTS:

The Town Clerk reported that the following Board of the Town of Lantaster has filed with him minutes of their meetings as follows:

Recreation Commission

June 10, 1974

July 14, 1974

July 24, 1974

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held on November 4, 1974, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BERENT, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc. by letter dated November 4, 1974 has requested the additions to the active roster of the Town Line Volunteer Fire Department, Inc. as contained therein

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adds the following individuals to the active roster of the Town Line Volunteer Fire Department, Inc.

Mr. Barry F. Cory
5849 Broadway
Lancaster, New York

Mr. Richard D. Buchholz
47 Glendale
Lancaster, New York

Mr. William R. Martin
5894 Broadway
Lancaster, New York

Mr. Raymond J. Gwarek
897 Erie Street
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~

The resolution was thereupon unanimously adopted.

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Erie County Attorney has submitted a contract between the County of Erie and the Town of Lancaster covering the removal of snow and ice and the erection of snow fences on certain roads located within the boundaries of the Town of Lancaster for the period November 1, 1974 through October 31, 1975,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized and directed to execute a contract between the Town of Lancaster and the County of Erie for the removal of snow and ice and erection of snow fences on certain roads located within the boundaries of the Town of Lancaster for the period November 1, 1974 through October 31, 1975, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized and directed to certify to the County of Erie as to the adoption of this resolution and that the Town of Lancaster is covered by bodily injury liability insurance in the sum of \$100,000.00 for each person and \$300,000.00 for each accident; property damage liability insurance in the sum of \$50,000.00 for each accident; and Workmen's Compensation insurance coverage for all employees and that the aforesaid insurance fully covers the period November 1, 1974 through October 31, 1975.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that sealed bids be received by this Town Board on
December 2, 1974, up to 8:10 o'clock P.M., Eastern Standard Time, for
supplying No. 2 Fuel Oil to the Town of Lancaster during the year 1975, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to
publish a Notice to Bidders for fuel oil in the Lancaster Enterprise-Journal
and post such Notice as required by law.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

November 18, 1974

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS AND/OR
FUEL OIL DISTRIBUTORS

NOTICE IS HEREBY GIVEN that sealed bids or proposals will be received by the Town Board of the Town of Lancaster, Erie County, New York, up to 8:10 o'clock P.M., Eastern Standard Time, on December 2, 1974, for supplying No. 2 Fuel Oil to be used by the Town during the year 1975, in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A check in the amount of \$100.00, payable to the Supervisor of the Town of Lancaster, must accompany each bid.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, it is necessary to supply electrical service to the new
Lancaster Library on Broadway in the Village of Lancaster, and

WHEREAS, in order to provide electrical service to said Library,
New York State Electric & Gas Corporation has requested a permanent easement,
to accomplish such electrical service, and

WHEREAS, said easement has been reviewed by the Town Attorney and
found to be acceptable,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and hereby
is authorized to execute a permanent easement in the form tendered to the
New York State Electric & Gas Corporation in order to provide electrical
service to the new Lancaster Library.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~
The resolution was thereupon unanimously adopted.

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that sealed bids be received by this Town Board on
December 16, 1974, up to 8:00 o'clock P.M., Eastern Standard Time, for
the insurance requirements of the Town of Lancaster, in accordance with
specifications therefor filed with the Town Clerk of the Town of Lancaster,
and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to
publish a Notice to Bidders for said insurance requirements in the Lancaster
Enterprise-Journal and post such Notice as required by law.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duxx~~
The resolution was thereupon unanimously adopted.

November 18, 1974

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed bids or proposals will be received by the Town Board of the Town of Lancaster, Erie County, New York, up to 8:00 o'clock P.M., Eastern Standard Time, on December 16, 1974, for the insurance requirements of the Town of Lancaster in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A check in the amount of \$100.00, payable to the Supervisor of the Town of Lancaster, must accompany each bid.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN BOLENDER, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 1178 to 1340 Incl.	\$ 141,622.12
Special District Funds	No. 88 to 92 Incl.	\$ 37,344.65
Part Town Funds	No. 99 to 101 Incl.	\$ 700.00
Highway Funds	No. 256 to 277 Incl.	\$ 112,803.17
Trust & Agency Funds	No. 41 to 42 Incl.	\$ 150.00
Federal Revenue Sharing	No. 6 to 7 Incl.	\$ 150,000.00
Capital Fund	No. 38 to 41 Incl.	\$ 653,258.80

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED WAS ABSENT
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED YES
SUPERVISOR WEIMER VOTED YES

~~only~~
The resolution was thereupon unanimously adopted.

November 18, 1974

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMAN METZ, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMAN
BOLENDER, TO WIT:

RESOLVED, that the following Building Permit Applications be and are
hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
133	James Wojtaszek	113 Brunck Road	ER. FR. SING. DWLG.
134	Ripa's Rest.	4260 Walden Avenue	EX. FR. REST.

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	WAS ABSENT
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~and~~
The resolution was thereupon unanimously adopted.

November 18, 1974

STATUS REPORTS ON UNFINISHED BUSINESS:

1. Signalization - Walden and Ransom

Councilman Berent reported on November 4, 1974 that parts and materials necessary for the installation of this signal are on order and that further progress awaits receipt of the necessary materials.

2. Special Cemetery Use Permit - St. Adalbert's R. C. Church

On November 18, 1974 the Town Board held a Public Hearing on this matter and reserved decision until December 2, 1974.

COMMUNICATIONS:

DISPOSITION

324. Town Clerk to Town Board:
Resume of actions taken in response to directives and resolutions of Monday, November 4, 1974.
325. James Siemon Keysa to Town Board -
Re: Request of Lancaster New York Historical Society to take over present library building at 40 Clark Street.
326. Deputy Comm. of Highways to Town Board -
Request of accident history for list of locations submitted to N.Y.S. Dept. of Transportation Office of requested improvements.
327. Secretary, Town Line Vol. Fire Dept., Inc. to Town Clerk -
Request addition of 4 members to Roster of Members.
328. Supervisor to Town Board -
Notification - Investment of \$388,000.00 at M & T on November 6th for total dollar earning of \$4,952.50.
329. Legislator Wolf to Supervisor -
Re: 1975 County Road & Bridge Improvement Program - Como Park Blvd., Ransom Road Bridge, and Aurora Street Bridge.
330. Buffalo Area DX Club Field Day Coordinator to Town Clerk -
Request use of Pavement Road Municipal Facilities for radio Field Day 1975.
331. Pastor, St. Adalbert's R. C. Church Society to Town Board -
Payment of \$2,000.00 as token to Town of Lancaster for services rendered in regard to Cemetery Rezone.
332. Supervisor to Town Board -
Notification - Investment of \$560,000.00 on November 13, 1974 at M & T Trust Company for total dollar earning of \$4,491.67.

R & F

Supervisor

Highway Supt.
Police Chief

R & F

R & F

Highway Supt.
Highway Committee

Capital Imp. Committee
Building Committee

R & F

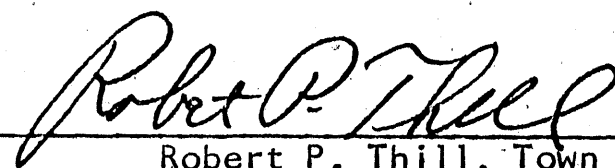
R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:35 P.M. out of respect to:

JOHN N. STAEBER
AGNES WEINSTEIN

Signed


Robert P. Thill, Town Clerk